

#3

Attorney Docket No: ALLG001/00US

PATENT



DECLARATION

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated next to my name;

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

METHOD AND SYSTEM FOR ROUTING BROADBAND INTERNET TRAFFIC

the specification of which:

was filed as United States Application Serial No. 09/774,016 on January 31, 2001;

I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above;

I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information which is known to me to be material to the patentability of said invention in accordance with 37 C.F.R. §1.56;

I hereby claim foreign priority benefits under 35 U.S.C. §119 and/or §365 of any foreign application(s) for patent, any foreign application(s) for inventor's certificate, or any PCT international application(s) designating at least one country other than the United States of America listed below; I have also identified below any foreign application(s) for patent, any foreign application(s) for inventor's certificate, or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:

Prior Foreign Application(s)

| COUNTRY/INTERNATIONAL | APPLICATION NUMBER | DATE OF FILING (day, month, year) | PRIORITY CLAIMED |
|-----------------------|-----------------------|--------------------------------------|----------------------------------------------------------|
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |
| | | | <input type="checkbox"/> YES <input type="checkbox"/> NO |

I hereby claim the benefit under 35 U.S.C. §119(e) of any United States provisional application(s) listed below:

(Application Number)

(Filing Date) (day, month, year)

(Application Number)

(Filing Date) (day, month, year)

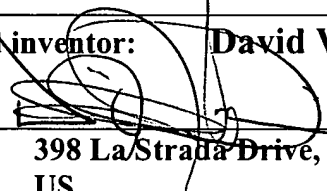
I hereby claim the benefit under 35 U.S.C. §120 and/or §365 of any United States application(s) or of any international application(s) designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior application(s) in the manner provided by the first paragraph of 35 U.S.C. §112, I acknowledge the duty to disclose to the U.S. Patent and Trademark Office all information known to me to be material to patentability as defined in 37 C.F.R. §1.56 which became available between the filing date(s) of the prior application(s) and the national or PCT international filing date of this application:

Prior U.S. Application(s) or PCT International Applications Designating the U.S. for benefit under 35 U.S.C. §120

| U.S. APPLICATIONS | | | STATUS <i>(check one)</i> | | |
|---------------------------------------|-------------------------------------|--------------------------------|---------------------------|--------------------------|--------------------------|
| U.S. APPLICATION NO. | U.S. FILING DATE (day, month, year) | | Pending | Patented | Abandoned |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| PCT APPLICATIONS DESIGNATING THE U.S. | | | | | |
| PCT APPLICATION NO. | PCT FILING DATE (day, month, year) | U.S. APPLICATION NOS. (if any) | | | |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |
| | | | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> |

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

| | |
|---------------------------------------------------------------|---------------------|
| Full name of first inventor: <u>Shekar Nair</u> | |
| Inventor's signature <u>Shekar Nair</u> | Date <u>6/15/01</u> |
| Residence: <u>382 La Strada Drive #13, San Jose, CA 95123</u> | |
| Citizen of: <u>US</u> | |
| Post Office Address: <u>SAME AS ABOVE</u> | |

Full name of second inventor: David WilkinsInventor's signature 

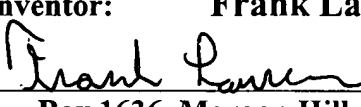
Date

06/15/01

Residence: 398 La Strada Drive, #21, San Jose, CA 95123

Citizen of: US

Post Office Address: SAME AS ABOVE

Full name of third inventor: Frank LawrenceInventor's signature 

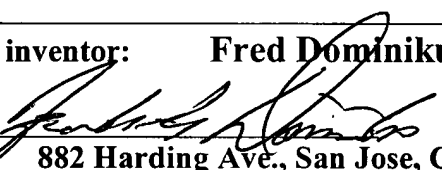
Date

06/15/01

Residence: Box 1636, Morgan Hill, CA 95037

Citizen of: US

Post Office Address: SAME AS ABOVE

Full name of fourth inventor: Fred DominikusInventor's signature 

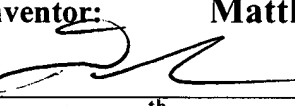
Date

06/15/01

Residence: 882 Harding Ave., San Jose, CA 95126

Citizen of: US

Post Office Address: SAME AS ABOVE

Full name of fifth inventor: Matthew GlennInventor's signature 


Date

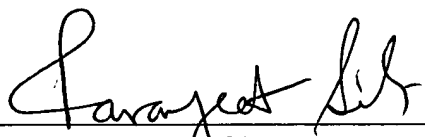
6/15/01


Residence: 760 N. 7th Street #5308, San Jose, CA 95112

Citizen of: US

Post Office Address: SAME AS ABOVE

Full name of sixth inventor: **Nathaniel Ingersoll**
Inventor's signature  Date 6/15/2001
Residence: **13680 Bitney Springs Road, Nevada City, CA 95959**
Citizen of: **US**
Post Office Address: **SAME AS ABOVE**


Full name of seventh inventor: **Paranjit Singh**
Inventor's signature _____ Date 6/15/01
Residence: **347 Huckleberry Drive, San Jose, CA 95123**
Citizen of: **US**
Post Office Address: **SAME AS ABOVE**

Full name of eighth inventor: **Troy Dixler**
Inventor's signature  Date 6/14/01
Residence: **1145 Heather Road, Deerfield, IL 60015**
Citizen of: **US**
Post Office Address: **SAME AS ABOVE**

Attorney Docket No: ALLG001/00US

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of Nair et al.

Serial No.: 09/774,016

Examiner: To be assigned

Filed: January 31, 2001

Art Unit: 2152

For: **METHOD AND SYSTEM FOR ROUTING BROADBAND INTERNET TRAFFIC**

Commissioner for Patents
Washington, D.C. 20231

**POWER BY ASSIGNEE
AND STATEMENT UNDER 37 C.F.R. §3.73(b)**

The Assignee of the entire right, title, and interest in the above-identified application hereby grants the registered practitioners of Cooley Godward LLP included in the Customer Number provided below power to act, prosecute, and transact all business in the U.S. Patent and Trademark Office in connection with this application, any applications claiming priority to this application, and any patents issuing therefrom.

The Assignee certifies that to the best of its knowledge and belief it is the owner of the entire right, title, and interest in and to the above-identified application as evidenced by:

- ☒ **An assignment document, a copy of which is enclosed herewith;**
- ☐ An assignment previously recorded in the U.S. Patent and Trademark Office at Reel ___, Frame ___.

Please direct all telephone calls and correspondence to:

COOLEY GODWARD LLP

ATTN: Patent Group

One Freedom Square

Reston Town Center

11951 Freedom Drive

Reston, VA 20190-5601

Tel: (703) 456-8000

Fax: (703) 456-8100

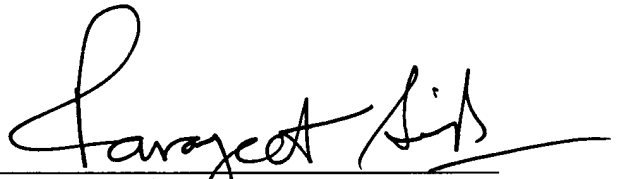
CUSTOMER NUMBER: **022903**

The undersigned (whose title is supplied below) is empowered to sign this statement on behalf of the Assignee.

Date:

6/18/01

Signature:



Name: Paranjit Singh

Title: Chief Technology officer

Company: Allegro Networks, Inc.

ASSIGNMENT
(Joint)

Shekar Nair, residing at San Jose, CA; **David Wilkins**, residing at San Jose, CA; and **Frank Lawrence**, residing at Morgan Hills, CA; **Fred Dominikus** residing at San Jose, CA; **Matthew Glen**, residing at San Jose, CA; **Nathaniel Ingersoll**, residing at Nevada City, CA; **Paranjeet Singh**, residing at San Jose, CA; and **Troy Dixler**, residing at Deerfield, IL (hereinafter each referred to as "Assignor") have made an invention(s) relating to certain new and useful improvements in:

METHOD AND SYSTEM FOR ROUTING BROADBAND INTERNET TRAFFIC

set forth in an application for Letters Patent of the United States, which is a non-provisional application bearing Application No. 09/774,016, and filed on **January 31, 2001**; and

WHEREAS, **ALLEGRO NETWORKS, INC.**, a corporation duly organized under and pursuant to the laws of Delaware, and having its principal place of business at 6399 San Ignacio Avenue, San Jose, CA 95119 (hereinafter referred to as "the Assignee"), is desirous of acquiring the entire right, title, and interest in and to said invention(s), the right to file applications on said invention(s) and the entire right, title and interest in and to any applications, including provisional applications for Letters Patent of the United States or other countries claiming priority to said application, and in and to any Letters Patent or Patents, United States or foreign, to be obtained therefor and thereon;

NOW, THEREFORE, in consideration of One Dollar (\$1.00) and other good and sufficient consideration, the receipt of which is hereby acknowledged, the Assignor has sold, assigned, transferred, and set over, and by these presents does sell, assign, transfer, and set over, unto the Assignee, its successors, legal representatives, and assigns the entire right, title, and interest in and to the above-mentioned invention(s), the right to file applications on said invention(s) and the entire right, title and interest in and to any applications for Letters Patent of the United States or other countries claiming priority to said applications, and any and all Letters Patent or Patents of the United States of America and all foreign countries that may be granted therefor and thereon, and in and to any and all applications claiming priority to said applications, divisions, continuations, and continuations-in-part of said applications, and reissues and extensions of said Letters Patent or Patents, and all rights under the Paris Convention for the Protection of Industrial Property, the same to be held and enjoyed by the Assignee, for its own use and behalf and the use and behalf of its successors, legal representatives, and assigns, to the full end of the term or terms for which Letters Patent or Patents may be granted as fully and entirely as the same would have been held and enjoyed by the Assignor had this sale and assignment not been made;

AND for the same consideration, the Assignor hereby covenants and agrees to and with the Assignee, its successors, legal representatives, and assigns, that, at the time of execution and delivery of these presents, the Assignor is a lawful owner of the entire right, title, and interest in and to the invention(s) set forth in said applications and said applications, including provisional

applications, above-mentioned, and that the same are unencumbered, and that the Assignor has good and full right and lawful authority to sell and convey the same in the manner herein set forth;

AND for the same consideration, the Assignor hereby covenants and agrees to and with the Assignee, its successors, legal representatives, and assigns that the Assignor will, whenever counsel of the Assignee, or the counsel of its successors, legal representatives, and assigns, shall advise that any proceeding in connection with said invention(s) or said applications for Letters Patent or Patents, or any proceeding in connection with Letters Patent or Patents for said invention(s) in any country, including interference proceedings, is lawful and desirable, or that any application claiming priority to said application, division, continuation, or continuation-in-part of any applications for Letters Patent or Patents, or any reissue or extension of any Letters Patent or Patents to be obtained thereon, is lawful and desirable, sign all papers and documents, take all lawful oaths, and do all acts necessary or required to be done for the procurement, maintenance, enforcement and defense of Letters Patent or Patents for said invention(s), without charge to the Assignee, its successors, legal representatives, and assigns, but at the cost and expense of the Assignee, its successors, legal representatives, and assigns;

AND the Assignor hereby authorizes and requests the attorneys of COOLEY GODWARD L.L.P. to insert in the spaces provided above the filing date, application number, the dates of execution of the oath or declaration, and attorney docket number of said application when known;

AND the Assignor hereby requests the Commissioner of Patents to issue any and all said Letters Patent of the United States to the Assignee, as the Assignee of said invention(s) and the Letters Patent to be issued thereon for the sole use and behalf of the Assignee, its successors, legal representatives, and assigns.

Date: 6/15/01 By: Shekar Nair
Shekar Nair

State of: California

County of: Santa Clara

The preceding Assignment was acknowledged before me this 15th day of June, 2001 by Shekar Nair.

Monica Nair

Notary Public

My Commission Expires: January 8, 2005


See
attached
Document

Date: 06/15/01By: 

David Wilkins

State of: CaliforniaCounty of: Santa Clara

The preceding Assignment was acknowledged before me this 15 day of June, 2001 by David Wilkins.


Monica Rehm


Notary Public

My Commission Expires: January 8, 2005See
attached
AcknowledgmentDate: 06/15/01By: 

Frank Lawrence

State of: CaliforniaCounty of: Santa Clara

The preceding Assignment was acknowledged before me this 15 day of June, 2001 by Frank Lawrence.


Monica Rehm

Notary Public

My Commission Expires: January 8, 2005See
attached
Acknowledgment

Date: 06/15/01

By:

Fred Dominikus

State of: California

County of: Santa Clara

The preceding Assignment was acknowledged before me this 15th day of June, 2001 by Fred Dominikus.

See attached
acknowledgment

Monica Bohm

Notary Public

My Commission Expires: January 8, 2005

Date: 6/15/01

By:

Matthew Glen

State of: California

County of: Santa Clara

The preceding Assignment was acknowledged before me this 15th day of June, 2001 by Matthew Glenn.

See
attached
acknowledgment

Monica Bohm

Notary Public

My Commission Expires: January 8, 2005

Date: 6/15/2001 By: Nathaniel Ingersoll


State of: California
 County of: Santa Clara
 The preceding Assignment was acknowledged before me this 15th day of June, 2001 by Nathaniel Ingersoll.
Monica Palmer
 Notary Public
 My Commission Expires: January 8, 2005

See attached
Acknowledgment

Date: 6/15/01 By: Paranjeet Singh

State of: California
 County of: Santa Clara
 The preceding Assignment was acknowledged before me this 15th day of June, 2001 by Paranjeet Singh.
Monica Palmer
 Notary Public
 My Commission Expires: January 8, 2005

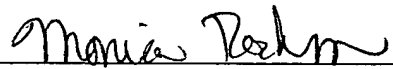
See
attached
acknowledgment

Date: 6/19/01 By: 
Troy Dixler

State of: California

County of: Santa Clara

The preceding Assignment was acknowledged before me this 14 day of June, 2001 by Troy Dixler.



Notary Public

My Commission Expires: January 8, 2005

See
attached
acknowledgment

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

Santa Clara

} ss.

On June 13, 2001

Date

, before me, Monica Roehm, Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared

Shekar Nair

Name(s) of Signer(s)

- ☒ I personally known to me
☐ proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Monica Roehm

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Assignment (joint) for Patent

Document Date: _____ Number of Pages: 6

Signer(s) Other Than Named Above: D. Wilkins, F. Lawrence, F. Dominick, M. Glenn, W. Johnson, P. Singh, T. Duxler

Capacity(ies) Claimed by Signer

Signer's Name: Shekar Nair

- ☒ Individual
☒ Corporate Officer — Title(s): Founder
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here.

CALIFORNIA ALL-PURPOSE ACKN WLEDGMENT

State of California

County of

Santa Clara

} ss.

On June 15, 2001, before me, Monica Roehm, Notary Public,

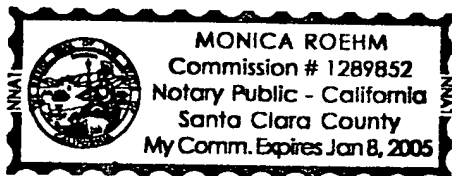
Date

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared David Wilkins

Name(s) of Signer(s)

- ☒ personally known to me
☐ proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Place Notary Seal Above

Monica Roehm

Signature of Notary Public

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document: Patent Assignment (joint)

Document Date: _____ Number of Pages: 6

Signer(s) Other Than Named Above: S. Nair, T. Diller, F. Lawrence, V. Inge Sol, F. Dominikus, P. Singh, M. Gianni

Capacity(ies) Claimed by Signer

Signer's Name: David Wilkins

- ☒ Individual
☒ Corporate Officer — Title(s): founder
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER
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CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

Santa Clara

} ss.

On June 15, 2001, before me, Monica Roehm, Notary Public

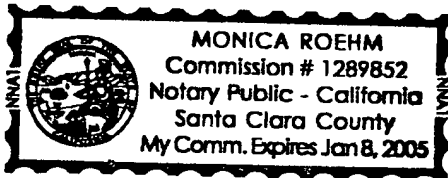
Date

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared Frank Lawrence

Name(s) of Signer(s)

- ☒ personally known to me
☐ proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Monica Roehm

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

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Title or Type of Document: Patent Assignment (joint)

Document Date: _____ Number of Pages: 6

Signer(s) Other Than Named Above: S. Nair, D. Wilkins, F. Dominikus, M. Glenn, A. Ingersoll, P. Singh, T. Dinker

Capacity(ies) Claimed by Signer

Signer's Name: Frank Lawrence

- ☒ Individual
☒ Corporate Officer — Title(s): Sunder
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

RIGHT THUMBPRINT
OF SIGNER

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CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

Santa Clara

SS.

On June 15, 2001, before me, Monica Roehm, Notary Public,

Date

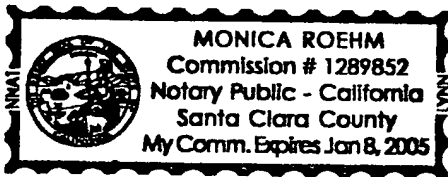
Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared

Fred Dominikus

Name(s) of Signer(s)

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WITNESS my hand and official seal.

Monica Roehm

Signature of Notary Public

Place Notary Seal Above

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Signer(s) Other Than Named Above: S. Nair, D. Wilkins, F. Lawrence, A. Glenn, A. Ingersoll, P. Singh, T. Dierker

Capacity(ies) Claimed by Signer

Signer's Name:

Fred Dominikus

- ☒ Individual
☒ Corporate Officer — Title(s): Founder
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other:

Signer Is Representing:

RIGHT THUMBPRINT
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On June 15, 2001, before me, Monica Roehm, Notary Public,
Date Name and Title of Officer (e.g., "Jane Doe, Notary Public")

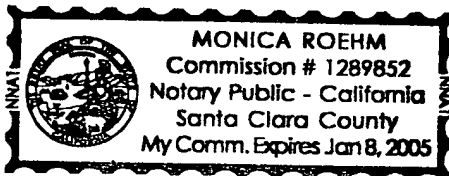
personally appeared

Matthew Glenn

Name(s) of Signer(s)

- ☒ personally known to me
☐ proved to me on the basis of satisfactory evidence

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Monica Roehm

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Document Date: _____ Number of Pages: 6

Signer(s) Other Than Named Above: S. Walz, D. Watkins, F. Lawrence, F. Dominikus, D. Ingerson, T. Dixer

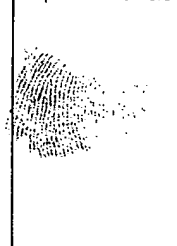
Capacity(ies) Claimed by Signer

Signer's Name: Matthew Glenn

- ☒ Individual
☒ Corporate Officer — Title(s): Founder
☐ Partner — ☐ Limited ☐ General
☐ Attorney in Fact
☐ Trustee
☐ Guardian or Conservator
☐ Other: _____

Signer Is Representing: _____

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} ss.

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, before me, Monica Roehm, Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

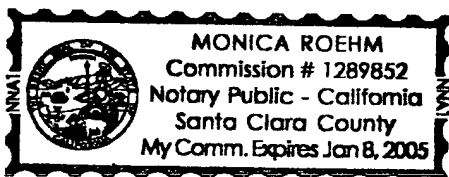
personally appeared

Nathaniel Ingerson

Name(s) of Signer(s)

☐ personally known to me

☒ proved to me on the basis of satisfactory evidence



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6

Signer(s) Other Than Named Above: S. Hair, O. Wilkins, F. Lawrence, F. Dominikus, M. Glenn, P. Singh, T. Dwyer

Capacity(ies) Claimed by Signer

Signer's Name:

Nathaniel Ingerson

☒ Individual

☒ Corporate Officer — Title(s):

Founder

☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact

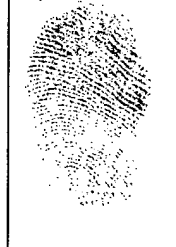
☐ Trustee

☐ Guardian or Conservator

☐ Other:

Signer Is Representing:

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} ss.

On June 15 2001

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, before me, Monica Roehm Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared

Paramjeet Singh

Name(s) of Signer(s)

☒ personally known to me

☐ proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

WITNESS my hand and official seal.

Monica Roehm

Signature of Notary Public

Place Notary Seal Above

OPTIONAL

Though the information below is not required by law, it may prove valuable to persons relying on the document and could prevent fraudulent removal and reattachment of this form to another document.

Description of Attached Document

Title or Type of Document:

Patent Assignment (joint)

Document Date:

Number of Pages:

6

Signer(s) Other Than Named Above:

S. Bair, D. Wilkins, F. Lawrence, F. Dominus, M. Glenn, W. Ingerson

Capacity(ies) Claimed by Signer

Signer's Name:

Paramjeet Singh

☒ Individual

☒ Corporate Officer — Title(s):

founder

☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact

☐ Trustee

☐ Guardian or Conservator

☐ Other:

Signer Is Representing:

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here.

CALIFORNIA ALL-PURPOSE ACKNOWLEDGMENT

State of California

County of

Santa Clara

ss.

On June 14, 2001

Date

before me, Monica Roehm, Notary Public

Name and Title of Officer (e.g., "Jane Doe, Notary Public")

personally appeared

~~Shekar Nair~~ Troy Dixler

Name(s) of Signer(s)

☒ personally known to me

☐ proved to me on the basis of satisfactory evidence



to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

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Monica Roehm

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Place Notary Seal Above

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Signer(s) Other Than Named Above:

#. Dixler, Shekar Nair, et...
D. Wilkins, F. Lawrence, F. Dominikus, M. Glenn, G. Ingorsol, P. Singh

Capacity(ies) Claimed by Signer

Signer's Name:

Troy Dixler

☒ Individual

☐ Corporate Officer — Title(s):

☐ Partner — ☐ Limited ☐ General

☐ Attorney in Fact

☐ Trustee

☐ Guardian or Conservator

☐ Other:

Signer Is Representing:

RIGHT THUMBPRINT
OF SIGNER

Top of thumb here.

